

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>CERTAINTED CEILINGS CORP., Plaintiff,</b>  <b>v.</b>  <b>DANIEL F. AIKEN, Defendant.</b>	<b>CIVIL ACTION</b>    <b>NO. 14-3925</b>
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**ORDER**

**AND NOW**, this 29<sup>th</sup> day of January, 2015, after consideration of defendant Daniel Aiken's Motion to Dismiss (ECF 22) and plaintiff CertainTeed Ceilings Corporation's Opposition (ECF 30), it is hereby **ORDERED** that defendant Aiken's Motion to Dismiss (ECF 22) is **GRANTED IN PART** as to Count II and **DENIED IN PART** as to Counts III, IV, V, and VI.

**BY THE COURT:**

/s/ **Michael M. Baylson**

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**MICHAEL M. BAYLSON, U.S.D.J.**